



DECISIONS, NOTICES AND ORDERS -

Friday, January 8, 2016 -

The Supreme Court of Appeals of West Virginia has taken action in the following cases. This list contains only the action taken by the Court, not the content or actual date of orders or decisions.

REHEARINGS

The Court took the following action on petitions for rehearing:

A2C2 Partnership, LLC v. Constellation Software Inc., No. 14-0960 (Kanawha 12-C-2572)
Petition refused (4-1) (Justice Davis)

State of West Virginia v. Megan Davis, No. 14-1162 (Cabell 14-C-1579)
Petition refused (5-0)

MEMORANDUM DECISIONS

In accordance with Rule 21, memorandum decisions were entered in the following cases:

Jerry N. Black, M.D. v. St. Joseph's Hospital of Buckhannon, Inc., No. 15-0125 -
(Upshur 12-C-52) -
Affirmed (5-0) -

Kayla B. Barb and Deanna K. Wright v. The Shepherd University Board of Governors, -
No. 14-1115 (Jefferson 13-C-382) -
Affirmed (4-1) (Justice Davis dissenting) -

RULE 19 ARGUMENT GRANTED

The following cases will be scheduled for Rule 19 oral argument on the dates stated:

State ex rel. Erie Insurance Property and Casualty Company v. Hon. J.D. Beane, Judge; -
and David and Joyce Chedester, No. 15-0968 (Original Prohibition) -
February 24, 2016 -

State ex rel. West Virginia Regional Jail and Correctional Facility Authority v. County
Commission of Webster County, No. 15-1021 (Original Mandamus)
February 24, 2016

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Estate of Luigi Bossio v. Bernard V. Bossio, No. 14-1328 **AND**
Sam Bossio v. Bernard V. Bossio, No. 14-1329
(Monongalia 08-C-821)
March 1, 2016 – West Virginia University College of Law

State of West Virginia v. Nicholas Varlas, No. 15-0037 (Brooke 13-F-63)
March 1, 2016 – West Virginia University College of Law

State of West Virginia v. Timothy Paul Shafer, No. 15-0115 (Kanawha 14-F-227)
March 2, 2016

State ex rel. Scott H. Kaminski v. Hon. Thomas C. Evans, III, Judge; A.I.O. Holdings, -
LLC; and Thomas T. Martin, No. 15-1100 (Original Prohibition) -
March 2, 2016 -

State ex rel. State Farm Mutual Automobile Insurance Company v. Hon. Jeffrey D.
Cramer, Judge; and William and Sarah Bassett, No. 15-1101 (Original Prohibition)
March 2, 2016

Nationstar Mortgage, LLC v. Adam West and Bethany West, No. 15-0128
(Putnam 13-C-131)
March 2, 2016

Rubin Resources, Inc. v. Gary W. Morris, II, No. 15-0122 (Lewis 13-C-64)
March 2, 2016

J.F. Allen Corp. v. The Sanitary Board of the City of Charleston, No. 15-0089
(Kanawha 14-C-1182)
March 8, 2016

Sugar Rock, Inc., et al. v. D. Michael Washburn, et al., No. 15-0124 (Ritchie 11-C-61)
March 8, 2016

RULE 20 ARGUMENT GRANTED

The following cases will be scheduled for Rule 20 oral argument
on the dates stated:

Ryan Cunningham v. Ronald F. LeGrand and Mountain Country Partners, LLC, -
No. 11-1613 (Kanawha 10-C-1269) -
February 24, 2016 -

Eric M. v. Laura M., No. 15-0190 (Berkeley 12-D-620)
February 24, 2016

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Tough Mudder Incorporated, et al. v. Mita Sengupta, Personal Representative of the Estate of Avishek Sengupta, No. 15-0114 AND
Airsquid Ventures, Inc., et al. v. Mita Sengupta, Personal Representative of the Estate of Avishek Sengupta, No. 15-0123
(Marshall 14-C-66)
March 1, 2016 – West Virginia University College of Law

The City of Morgantown v. Nuzum Trucking, Preston Contractors, Inc., Greer Industries, Inc., -
and the West Virgini Department of Transportation, Division of Highways, No. 15-0127 -
(Kanawha 14-C-1877) -
March 1, 2016 – West Virginia University College of Law -

ORDERS

An order of note was entered in the following case:

State ex rel. Amerisourcebergen Drug Corp., et al. v. Hon. William S. Thompson, Judge;
and Patrick Morrissey, Attorney General, et al., No. 15-1026 (Original Prohibition)
Petition refused (3-2) (Chief Justice Ketchum and Justice Loughry)